

Under the Paperwork Reduction Act of 1996, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

OCT 03 2005 PTO/SB/97 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

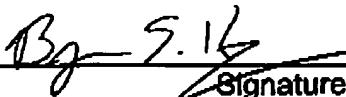
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile
transmitted to the Patent and Trademark Office

on 10/3/05.

Date



Signature

Byron S. Kuzara, #51,255

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this
certificate must identify each submitted paper.

Amendment (9 pages)

One Month Petition for Extension of Time (1 page)

Serial No. 10/681,321

Attorney Docket No. 005127.00234

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

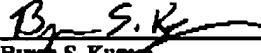
RECEIVED
CENTRAL FAX CENTER

OCT 03 2005

Certificate Of Transmission

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at telephone number (571) 273-8300 on October 3, 2005.

Respectfully submitted,


By: Byron S. Kuzara
Registration Number 51,255
Banner & Witcoff, Ltd.

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of) Art Unit: 3728
 Tobie D. HATFIELD, et al.) Examiner: Kavanaugh, J.T.
 Serial Number 10/681,321) Attorney Reference: 005127.00234
 Filed: October 9, 2003)
 For: ARTICLE OF FOOTWEAR WITH A)
 STRETCHABLE UPPER AND AN)
 ARTICULATED SOLE STRUCTURE)

AMENDMENT

Commissioner for Patents
 Alexandria, VA 22313

Sir:

In response to the Office Action mailed June 16, 2005, please amend the above-captioned application as follows: